

# FROST BROWN TODD LLC

DAVID E. FRANKLIN  
dfranklin@fbtlaw.com  
(513) 651-6856

2200 PNC Center  
201 E. Fifth Street  
Cincinnati, Ohio 45202-4182  
(513) 651-6800  
Facsimile (513) 651-6981  
www.frostbrowntodd.com



September 29, 2003

**EXPRESS MAIL**

**EV311436470US**

Customer No. 26874  
PATENT TRADEMARK OFFICE

Mail Stop PATENT APPLICATION  
Commissioner For Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

## **TRANSMITTAL OF PATENT APPLICATION**

Dear Sir:

Transmitted herewith for filing is the patent application of:

Inventor(s):	Jeffrey S. Swayze and Frederick E. Shelton IV
Title:	SURGICAL STAPLING INSTRUMENT INCORPORATING A FIRING MECHANISM HAVING A LINKED RACK TRANSMISSION
Attorney Docket:	END5130-0517372
Drawings:	20 Sheets
Papers Enclosed:	Specification, 24 claims and Abstract (Total of 33 pages); Drawings – 20 sheets; Cover Sheet; Declaration and Power of Attorney; Information Disclosure Statement; PTO-1449; Foreign patent copies and other references; certificate of Express Mail; return postcard
Check Enclosed to Cover Total Fee:	\$822.00

**LARGE ENTITY**

CLAIMS AS FILED						
	No. Filed			No. Extra	Rate	Fee
Basic Fee						750.00
Total Claims	22	-	20	2	x 18.00	72.00
Independent Claims	3	-	3	0	x 84.00	
Multiple Claims					280.00	.00
				Total Filing Fee		822.00
				Assignment Recordation		
LARGE ENTITY TOTAL						\$822.00

The Assistant Commissioner for Patents is hereby authorized to charge payment of the following fees during the pendency of this application or credit any overpayment to Frost Brown Todd LLC, Account No. 06-2226:

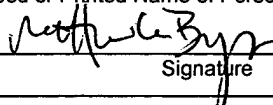
Any additional filing fees required by 37 CFR 1.16 and/or 37 CFR 1.492;

Any deficiency in the patent application processing fees as required by 37 CFR 1.17; or

Any deficiency in the issue fee as set forth in 37 CFR 1.18.


The above authorization does not include permission to charge payment of the entire issue fee to our account upon request of a notice of allowance, but only any deficiency in the issue fee paid by our check subsequent to receipt of a notice of allowance.

A duplicate copy of this transmittal letter is enclosed for any of these additional charges or credit.

<p>"Express Mail" Mailing Label Number:</p> <p><u>EV 311436470 US</u></p> <p>Date of Deposit: <u>September 29, 2003</u></p> <p>I hereby certify that this paper or fee is being deposited in the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 and is addressed to Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.</p> <p><u>Matthew G. Burgan</u> Typed or Printed Name of Person Signing</p> <p><u></u> Signature</p>
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Respectfully submitted

FROST BROWN TODD LLC

By:   
David E. Franklin  
Registration No. 39,194